

TRANSMITTAL LETTER TO THE UNITED STATES

291252US0PCT

DESIGNATED/ELECTED OFFICE (DO/EO/US)

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

10/581688

INTERNATIONAL APPLICATION NO.  
PCT/EP04/13948INTERNATIONAL FILING DATE  
December 8, 2004PRIORITY DATE CLAIMED  
December 10, 2003

TITLE OF INVENTION

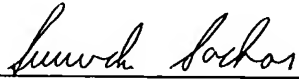
COATING MATERIALS CONTAINING ALPHA-(1'-HYDROXYALKYL)ACRYLATES

APPLICANT(S) FOR DO/EO/US

Reinhold SCHWALM, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
  3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
  4. ☒ The US has been elected (Article 31).
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
    - b. ☒ has been communicated by the International Bureau.
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☒ is attached hereto.
    - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☒ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4))
    - a. ☐ If the declaration is in a language other than the English language, it is accompanied by an English translation. The translation is accurate (37 CFR 1.69)
  10. ☒ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
  11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
  12. ☒ A copy of the International Search Report (PCT/ISA/210).
- Items 13 to 23 below concern document(s) or information included:
13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
    - a. ☒ PTO-1449
    - b. ☒ Cited References ( 2 )
    - c. ☒ Statement of Relevancy
    - d. ☐ List of Related Cases.
  14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  15. ☒ A **FIRST** preliminary amendment.
  16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
  17. ☒ An Application Data Sheet under 37 CFR 1.76.
  18. ☐ A substitute specification.
  19. ☒ A power of attorney and/or change of address letter.
  20. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
  21. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
  22. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
  23. ☒ Other items or information: Notice of Priority/PCT/IB/304/Amended Sheets (pages 30-32a)

|   |              |  |  |  |    |
|---|--------------|--|--|--|----|
| U.S. APPLICATION NO. (if known) <b>10/581688</b> (see 37 CFR 1.5)   |              | INTERNATIONAL APPLICATION NO.<br>PCT/EP04/13948                        |  | ATTORNEY'S DOCKET NUMBER<br>291252US0PCT |    |
| The following fees are submitted:   |              |  |  | <b>CALCULATIONS      PTO USE ONLY</b>    |    |
| 24. <input checked="" type="checkbox"/> Basic national fee..... \$300   |              |  |  | \$300.00                                 |    |
| 25. <input checked="" type="checkbox"/> Examination fee<br>If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) .... \$0<br>All other situations..... \$200   |              |  |  | \$200.00                                 |    |
| 26. <input checked="" type="checkbox"/> Search fee<br>If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100<br>International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ..... \$400<br>All other situations..... \$500 |              |  |  | \$400.00                                 |    |
| <b>TOTAL OF 24, 25 AND 26 =</b>   |              |  |  | <b>\$900.00</b>                          |    |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.  |              |  |  |  |    |
| Total Sheets  | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole) | RATE   |  |    |
| - 100 =   | / 50 =       |  | x \$250.00   | \$                                       |    |
| <input type="checkbox"/> Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).  |              |  |  | \$                                       |    |
| CLAIMS  | NUMBER FILED | NUMBER EXTRA   | RATE   |  |    |
| Total claims  | 10 - 20 =    | 0  | x \$50.00  | \$0.00                                   |    |
| Independent claims  | 2 - 3 =      | 0  | x \$200.00   | \$0.00                                   |    |
| MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00   |              |  |  | \$                                       |    |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |  |  | <b>\$900.00</b>                          |    |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.  |              |  |  |  |    |
| <b>SUBTOTAL =</b>   |              |  |  | <b>\$900.00</b>                          |    |
| <input type="checkbox"/> Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).  |              |  |  | +  | \$ |
| <b>TOTAL NATIONAL FEE =</b>   |              |  |  | <b>\$900.00</b>                          |    |
| <input type="checkbox"/> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +   |              |  |  | \$                                       |    |
| <input type="checkbox"/> Petition fee of \$1,500.00 for Petition to Revive (37 CFR 1.137 (b)).  |              |  |  | +  | \$ |
| <b>TOTAL FEES ENCLOSED =</b>  |              |  |  | <b>\$900.00</b>                          |    |
|   |              |  |  | <b>Amount to be refunded:</b>            | \$ |
|   |              |  |  | <b>Amount to be charged:</b>             | \$ |
| a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.   |              |  |  |  |    |
| b. <input type="checkbox"/> Please charge my Deposit Account No. <u>15-0030</u> in the amount of \$_____ to cover the above fees.   |              |  |  |  |    |
| c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>15-0030</u> . A duplicate copy of this sheet is enclosed.   |              |  |  |  |    |
| d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.   |              |  |  |  |    |
| <b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.   |              |  |  |  |    |
| SEND ALL CORRESPONDENCE TO:   |              |  |  |  |    |
| CUSTOMER NUMBER<br><b>22850</b>   |              |  | SIGNATURE<br> |  |    |
| Tel. (703) 413-3000<br>Fax. (703) 413-2220<br>(OSMMN 1/06)  |              |  | NAME<br><b>Norman F. Oblon</b><br><b>Surinder Sachar</b><br><b>Registration No. 34,423</b>         |  |    |
|   |              |  | REGISTRATION NUMBER<br><b>24,618</b>   |  |    |

10/581688

AP3 Rec'd PCT/PTO 06 JUN 2006

- Docket No. 291252US0PCT

IN RE APPLICATION OF: Reinhold SCHWALM, et al.

SERIAL NO: New U.S. PCT Application Based on PCT/EP04/13948

FILED: Herewith

FOR: COATING MATERIALS CONTAINING ALPHA-(1'-HYDROXYALKYL)ACRYLATES

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Transmitted herewith is an amendment in the above-identified application.

☒ No additional fee is required☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.

☒ Additional documents filed herewith: PCT Transmittal Letter/Application Data Sheet/Notice of Priority/Declaration  
English Translation of Specification/Preliminary Amendment/PCT/IB/304  
Information Disclosure Statement/PTO-1449/Statement of Relevancy  
International Search Report/References Cited (2)/Amended Sheets (pages 30-32a)  
Credit Card Payment Form for \$900.00

The Fee has been calculated as shown below:

| CLAIMS      | CLAIMS<br>REMAINING |  | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID | NO.<br>EXTRA<br>CLAIMS | RATE      | CALCULATIONS |        |
|-------------|---------------------|--|---|------------------------|-----------|--------------|--------|
| TOTAL       | 10                  | MINUS  | 20                                      | 0                      | x \$50 =  | \$0.00       |        |
| INDEPENDENT | 2                   | MINUS  | 3                                       | 0                      | x \$200 = | \$0.00       |        |
|             |                     | <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS                   |   |                        | + \$360 = | \$0.00       |        |
|             |                     | TOTAL OF ABOVE CALCULATIONS  |   |                        |           |              | \$0.00 |
|             |                     | <input type="checkbox"/> Reduction by 50% for filing by Small Entity |   |                        |           |              | \$0.00 |
|             |                     | TOTAL  |   |                        |           |              | \$0.00 |

☐ A check in the amount of \$0.00 is attached.☐ Credit card payment form is attached to cover the fees in the amount of \$0.00

☒ Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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